

**THE LAW SOCIETY OF SASKATCHEWAN
APPLICATION FOR PERMIT
TO ACT AS FOREIGN LEGAL CONSULTANT
RULE 820
FORM A-16**

(June 2004) (May 2009) (August 2009)
(February 2011) (November 2014) (April 2015)
(September 2015) (May 2017) (December 2019)
(April 2020) (March 2021)

I, _____, of the _____
(name in full) (city/town)

in the Province/State of _____

a member of _____

hereby apply for a:

☐ permit ☐ renewal of a permit

to act as a *foreign legal consultant* in Saskatchewan under the provisions of Rules 820-824 of the Rules of the Law Society of Saskatchewan, and enclose the following:

- 1) Certificate of Standing from each law society or equivalent lawyer regulatory organization of which I am or have been a member;
- 2) proof of insurance;
- 3) undertaking;
- 4) proof of indemnity; and
- 5) application fee pursuant to the Schedule of Law Society Fees and Assessments.

APPLICANT'S QUESTIONNAIRE

The Applicant's Questionnaire must be completed legibly. All questions must be answered fully and precisely and the answers sworn to before a Notary Public or Commissioner for taking Affidavits.

Law societies regulate the legal profession in the public interest. One of the most important decisions that law societies make is who they license to practise law. The public interest requires that all applicants prove they are suitable to practise. Law societies assess the suitability of applicants in many ways, but the following factors are particularly relevant and important:

- I. Respect for the rule of law and administration of justice
- II. Honesty
- III. Governability
- IV. Financial responsibility

The questions in the following questionnaire are one of the primary ways in which law societies obtain the information necessary to assess an applicant's suitability. The questions that follow are arranged under headings based on the factors set out above. In general, all positive answers to the questions set out in the sample questionnaire will be investigated. A positive answer does not necessarily mean that the applicant will be refused admission to the law society. Follow-up questions or further investigation may be pursued, and the applicant may, in certain circumstances, be entitled to a hearing into the issues raised by their answers.

In answering the questions, the applicant must disclose all material information relating to their application, including any matters that have occurred in Canada and elsewhere. Law societies regard failure to disclose material information as prima facie evidence of dishonest behaviour. If answering in the affirmative to any of the questions contained in the questionnaire, please provide full details on a separate sheet. All records or required information must be provided along with the application for admission or the application will be considered incomplete.

1) (a) Full Name: _____

Address: _____

Email: _____

(b) Date of Birth: _____

Place of Birth: _____

(c) What other names, if any, have you used:

(d) Has your name ever been changed? Yes ☐ No ☐

(e) If so, from what to what; why and when?

(f) Are you a Canadian citizen? Yes ☐ No ☐

(if not, you must provide proof of entitlement to work in Canada)

- 3) In which law societies or barristers' societies do you hold, or have you held, membership?

Society	Status	Date of Admission

I have attached a Certificate of Standing from each law society or equivalent lawyer regulatory organization of which I am or have been a member.

- 3) On what date were you originally called to the Bar or admitted as a lawyer?

- 4) Please provide information on the history of your legal practice:

Name of organization

Address

Dates

State fully, the nature and extent of the legal work performed during this employment.

(Use separate sheet)

- 5) When do you intend to take up practice in Saskatchewan?

I. RESPECT FOR THE RULE OF LAW AND THE ADMINISTRATION OF JUSTICE

- 6) Have you, or has any business that you control, ever been found in contempt of an order of a court or an administrative tribunal? Yes ☐ No ☐
- 7) Have you, or has any business that you control, ever violated an order of a court or an administrative tribunal? Yes ☐ No ☐
- 8) Has a court ever made a finding that you are, or any business that you control is, a vexatious litigant or that you have, or it has, abused the process of the court? Yes ☐ No ☐
- 9) Have you ever failed to respond to a warrant or subpoena? Yes ☐ No ☐
- 10) Are you aware of any pending actions or has there ever been a conviction or finding of liability, against you, or any business that you control, involving a breach of trust, fraud, perjury, misrepresentation, deceit, forgery, dishonesty, or undue influence in any civil, criminal, or administrative proceeding? Yes ☐ No ☐

- 11) Has a court or an administrative tribunal ever determined that evidence you have presented on your behalf or on behalf of any business you control was not credible?
Yes ☐ No ☐
- 12) Are there any outstanding warrants, judgments, court orders, or pending actions against you or any business that you control?
Yes ☐ No ☐
- 13) Have you, or any business that you control, ever been the subject of an order enjoining you from the unauthorized practice of law, or are there any outstanding allegations of unauthorized practice of law outstanding against you or any business that you control? Yes ☐ No ☐
- 14) Have you ever been charged in Canada or anywhere else with a crime, offence, or delinquency under any statute, regulation, ordinance or law? *(Please report current charges, convictions or other dispositions, such as conditional discharges, absolute discharges or peace bonds).*
Yes ☐ No ☐
- 15) Are you a member of an organization that advocates criminal violence or unlawful discrimination?
Yes ☐ No ☐

II. HONESTY

- 16) Have you ever been refused admission to any post-secondary institution or similar institution for the stated reason of dishonesty or other misconduct?
Yes ☐ No ☐
- 17) Have you ever been suspended, expelled or penalized for misconduct (including being warned, placed on probation, permitted or advised to withdraw in lieu of discipline) while attending a post-secondary institution?
Yes ☐ No ☐
- 18) Are you currently the subject of any allegations of misconduct by a post-secondary institution?
Yes ☐ No ☐
- 19) Have you ever been refused admission as a student-at-law, articled clerk, or similar position in any other professional body?
Yes ☐ No ☐
- 20) While undertaking studies for the purpose of admission to a professional body (law or other), have you ever been suspended or expelled or penalized for misconduct (including being warned, placed on probation, permitted or advised to withdraw in lieu of discipline)?
Yes ☐ No ☐
- 21) Have you ever been discharged, suspended, disciplined, or permitted to resign from employment in lieu of discipline due to allegations of misconduct?
Yes ☐ No ☐

III. GOVERNABILITY

- 22) Have you ever been suspended, disqualified, censured or disciplined as a member of any profession or organization or as the holder of a public office?
Yes ☐ No ☐
- 23) Have you ever been denied a licence or had a licence revoked for any business, trade or profession?
Yes ☐ No ☐
- 24) Have you ever been or are you currently the subject of any charges, complaints, grievances (formal or informal), investigations, findings, proceedings, or concerns regarding your conduct as a member of any profession or organization or as the holder of a public office? Yes ☐ No ☐
- 25) Have you ever been cautioned, warned, or has your conduct been subject to a regulatory advisory by a Canadian law society?
Yes ☐ No ☐
- 26) Have you ever applied for and been refused a licence, or had a licence revoked from a regulatory body where proof of good moral character or fitness to practise was required?
Yes ☐ No ☐

IV. FINANCIAL RESPONSIBILITY

- 27) Are you now, or have you ever been a bankrupt, made a proposal under the *Bankruptcy and Insolvency Act*, or made any other formal declaration of insolvency? Yes ☐ No ☐
- 28) Has any corporation, partnership, or business entity over which you have or had control become bankrupt or made a proposal under the *Bankruptcy and Insolvency Act*, or made any other formal declaration of insolvency? Yes ☐ No ☐
- 29) Have you, in the last two years, been in default, or are you currently in default of any financial obligation, including any loan, debt or credit? Yes ☐ No ☐
- 30) Have you ever misused your position to obtain financial advantage, or misused your position of trust in relation to vulnerable people? Yes ☐ No ☐

If you answered in the affirmative to any of questions #6 – 30, provide details on a separate sheet.

I DO SOLEMNLY DECLARE that the statements contained in this Application are complete and true in every respect.

AND I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath.

DECLARED before me at the _____ of
 _____ in the
 Province of _____
 this _____ day of _____
 20_____.

 (Signature of Applicant)

 (Commissioner for Oaths or Notary Public)

The applicant is advised that the Law Society of Saskatchewan reserves the right to make such further and additional enquiries as may be considered necessary.

**UNDERTAKING
FOREIGN LEGAL CONSULTANT
RULE 820**

I, _____
(name in full)

of the _____ of _____

hereby undertake to:

- 1) not accept, hold, transfer or in any other manner deal with funds which would, if accepted, held, transferred or dealt with by a member, constitute trust funds;
- 2) submit to the jurisdiction of the Law Society of Saskatchewan and comply with *The Legal Profession Act, 1990*, the Rules of the Law Society of Saskatchewan and *The Code of Professional Conduct*; and
- 3) notify the Executive Director of the Law Society of Saskatchewan promptly of a failure to satisfactorily complete whatever continuing legal education program is required of members of my home jurisdiction.

I make this undertaking in support of my application to act as a foreign legal consultant in Saskatchewan.

Date _____

Witness

Applicant